Supreme Court, U.S.
FILED
071130 FEB 8 - 2008
OFFICE OF THE CLERK

No. 07-

IN THE

# Supreme Court of the United States

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FRANCIS EDWIN FROELICH,
*Petitioner*,

v.

THE LEWIS LAW FIRM, PC
*Respondent.*

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**On Petition for a Writ of Certiorari to the Supreme Court of Virginia**

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## PETITION FOR WRIT OF CERTIORARI

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## QUESTIONS PRESENTED

Under the Virginia Attorney's Lien Statute, Va. Code Ann. § 54.1-3932, as interpreted and applied by the Virginia courts, a lawyer may collect attorneys' fees that are disputed by the client by filing a lien on the client's property and then obtaining a court order to foreclose the lien. The lawyer is not required to make any evidentiary showing and the client is not allowed to offer any evidence to challenge the claim to attorneys' fees before or after the client's property is taken. The question presented is:

> Whether the Virginia Attorney's Lien Statute, Va. Code Ann. § 54.1-3932, as applied, satisfies the procedural requirements of the Due Process Clause of the Fourteenth Amendment when it authorizes the taking of property to satisfy a claim without any process to test the validity of the claim?

## PARTIES TO THE PROCEEDINGS BELOW

The parties to the proceeding in the court whose judgment is sought to be reviewed are listed below:

Francis Edwin Froelich, Sara Louise Froelich and The Lewis Law Firm, PC.

Because Petitioner is not a corporation, no corporate disclosure statement is required under Supreme Court Rule 29.6.